In the High Court of Punjab and Haryana at Chandigarh

C.R.No.4550 of 2005
Date of Decision: 8.9.2006

Chaman Singh Bhatoa **---Petitioner**

Vs.

Nama Ram and others

---Respondents

Coram: Hon'ble Mr. Justice Vinod K. Sharma

Present: Mr.Sanjay Majithia, Advocate,
for the petitioner.
Mr. Sudeep Mahajan, Advocate,
for the respondent.

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Vinod K.Sharma, J,(Oral)

The present revision has been filed against the orders passed by the learned courts below vide which the application moved under order 39 Rules 1 and 2 CPC was partly accepted. However, the learned courts below came to the conclusion that the claim with regard to the wooden logs lying in the fields, after the same were cut by the plaintiff-petitioner, can only be decided after the parties have led their evidence. So injunction qua this relief has been declined qua the petitioner.

It is not in dispute that the trees have been cut and 200 wooden logs are lying in the fields. Therefore, it is agreed between the parties that the Court should auction the said wooden logs lying in the

fields and deposit the amount in a nationalised bank and the same be disbursed to the party who will ultimately succeed in the litigation.

The revision petition is dismissed.

(Vinod K. Sharma)
JUDGE

September 8, 2006
paramjit